

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ALFREDO GARCIA, KYLE B. MASA,

No. 3:18-cv-01228-YY

Plaintiffs

v.

CASCADIA, CLINTON RIDGE
APARTMENTS, STATE OF OREGON,

ORDER

Defendants.

HERNANDEZ, District Judge:

Magistrate Judge You issued a Findings and Recommendation (#6) on September 24, 2018, in which she recommends that this Court dismiss the Complaint without prejudice for Plaintiffs' failure to comply with her previous August 14, 2018 Order directing Plaintiffs to update their addresses and sign the Complaint. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record *de novo*. *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); *see also United States v. Bernhardt*, 840


F.2d 1441, 1444 (9th Cir. 1988) (*de novo* review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles *de novo*, I find no error.

CONCLUSION

The Court ADOPTS Magistrate Judge You's Findings & Recommendation [6]. Accordingly, the Complaint [2] is dismissed without prejudice. The application for leave to proceed *in forma pauperis* [1], and the motion for appointment of counsel [3], are denied as moot.

IT IS SO ORDERED.

DATED this 23 day of Oct, 2018.


MARCO A. HERNANDEZ
United States District Judge